

A regular meeting of the Board of Selectmen was held on October 8, 2009, 7:00 p.m., in the Francis O'Brien Meeting Room, Town Office Building, 26 Bryant Street, Dedham, Massachusetts. Present were:

Michael L. Butler  
Sarah MacDonald  
James A. MacDonald  
Carmen DelloIacono  
Paul Reynolds

Mr. Butler called the meeting to order at 7:03 p.m.

### **OPEN DISCUSSION**

Sam Celata, 42 Stoughton Road, asked permission to speak. Mr. Butler granted permission. Mr. Celata asked the Board for assistance in setting up a meeting with the Town Administrator to discuss several matters. The Town Administrator commented that he will arrange time on his schedule to meet with Mr. Celata. Mr. Celata thanked the Board of Selectmen.

### **DISCUSSION WITH THE DIRECTOR OF FINANCE AND DIRECTOR OF INFORMATION TECHNOLOGY**

Present for the discussion were: Mariellen Murphy, Finance Director, Robin Reyes, Collector/Treasurer, Veronica Barnes, Director of Information Technology and Chris Pohl, Asst. Director of Information Technology.

Mr. Butler asked Ms. Barnes to give the Board and audience an update relative to the I.T. Department. Ms. Barnes informed all that her department is in the process of looking at the Town's Network and ways to improve upon the current situation. She went on to say that some computers are being deleted out of the system. Additionally, they are phasing in Mac/Microsoft Windows 7. Ms. Barnes commented that everything is running well and the new technology will be good for the carbon footprint.

Ms. Barnes informed all that the award for the satellite bid has been granted—there will be four connections, which will include—SMA/Dolan Center, Council on Aging, Youth Commission and Brookdale Cemetery. Additionally, NSTAR will get back to her in the Fall with Rules and Regulations going forward.

Ms. Barnes gave an update on the Financial System program planned for the Collector/Treasurer's Office. She informed all that the present software will be phased out. Going forward, she will place this item on the Capital budget for next year. Ms. Barnes informed all that she is looking at new software and is not limited to KVS. Her hope is to streamline the process for the Collector/Treasurer's Office.

Relative to the Parks and Recreation Department, Ms. Barnes informed all that the software installed for payments of fees/registrations is going very well—99% of the payments are done on-line and it has cut down the traffic in the office. Ms. Barnes went on to say that the transition to this system has been smooth. Additionally, her department will, very shortly, be placing the software on all Parks and Recreation desk tops.

Ms. Barnes commented that she recently went into Boston to speak with State House attorneys relative to the new rules and regulations pertaining to e-mails. She would like to fine tune the e-mail system so that the Town is in compliance. Additionally, she would like to generally improve the overall system. Ms. Barnes informed the Board of a recent piece of federal legislation by the Obama Administration which prohibits text messaging while driving. It is Ms. Barnes understanding that Governor Patrick would like to follow this same policy at the local level.

Ms. Murphy informed the Board that the Town will be converting to Microsoft Windows 7 in January, 2010. Mr. MacDonald commented that e-mails are a serious topic. Additionally, government e-mails are considered a public record. Ms. Barnes explained to all the municipalities keep e-mails for two years and that the Town of Dedham is in compliance. She went on to say that off-site storage is at Dedham Savings and that there is an off-site/in-site server. Ms. Barnes informed all that if the public asked for an e-mail, she could not give it to them carte blanche, i.e., some e-mails might be private and might not be able to be released. She commented that there is a process a citizen would have to go through before release, i.e., time period, topic, etc. Mr. MacDonald asked Ms. Barnes if the systems at Town Hall are backed up nightly. Ms. Barnes responded, yes. Ms. MacDonald asked if the Town's system, relative to server standpoint, has the capacity of broadcasting Web Meetings. Ms. Barnes responded, no. Going forward, Ms. MacDonald thought that this public service might have to be out-sourced. Mr. DelloIacono commented that he was surprised to hear at a recent Rotary Meeting that a new e-mail protection law will go into affect on January 1, 2010. Mr. DelloIacono asked Ms. Barnes about the transition to Mac/Microsoft Windows 7. Ms. Barnes informed him that the Mac runs smoother and has a good picture. Additionally, it is much quieter, has a fast response and will be good for Dedham's carbon footprint.

Mr. Reynolds stated, "Hats Off" to the Information Technology Department. He was very impressed that Ms. Barnes and staff did a great deal with limited resources—he extended his compliments to the department. He asked Ms. Barnes to look out into the future and if she saw things in other communities and the nation that we might be able to do to improve the Town of Dedham. Ms. Barnes commented that a smaller carbon footprint and wiring has come true for her. She went on to say that she might need more space and monetary resources. Going forward she sees the Town heading toward virtual servers—a switch from HP, putting blades in and virtualization. Relative to the future of Information Technology, Ms. Barnes commented that in ten or twenty years, municipal government will be very different than what we see today.

Relative to the Financial System Program proposed for next year, Mr. Butler asked if other Town's share systems. Ms. Barnes advised Mr. Butler that the Town of Dedham should not share systems with other communities.

Going forward, Ms. Barnes is looking into new software for the Police and Fire Departments. Mr. MacDonald asked if there is one Financial Software System throughout the Town, if the School Department processes invoices through this system. Ms. Barnes answered, yes, to all of the above.

Mr. Reyes commented that there is no reason not to regionalize certain functions of the Town similar to the centralization of Norfolk County and other parts of the country. He commented that it can be done; however, the Town must take care in developing procedures-- possibly giving the authority to the Treasurer/Collector and making that person in charge.

At the conclusion of the discussion, Mr. Butler thanked Ms. Murphy and Ms. Barnes for attending the Selectmen's Meeting this evening.

**Request from Joseph Norman, General Manager, Showcase Cinema DeLux, 670 Legacy Place, Dedham, Massachusetts – Mr. Norman requested permission to release “Michael Jackson’s -This Is It Film” at midnight, at the Showcase DeLux on October 27, 2009.**

Mr. DelloIacono made a motion to take an item not listed on the Board's Agenda this evening; seconded by Mr. MacDonald and voted unanimously.

Mr. Norman asked the Board if they would grant permission to show “Michael Jackson's- This is it Film” at midnight the day before the opening (Tuesday, October 27, 2009) to give the people who live in the community an opportunity to see it before the official release day.

Mr. DelloIacono asked Mr. Norman if the DeLux Level would be open for the showing. Mr. Norman informed him that it would be open; however, it would close the same time as listed on the Liquor License. Mr. DelloIacono asked if there would be a Police Detail for the event. Mr. Norman informed all that there would be one Police Officer on detail duty to cover the event.

Mr. MacDonald made a motion to approve the request of Mr. Norman, National Amusements/Showcase Cinema DeLux, for the midnight showing of “Michael Jackson's – This Is It Film” on Tuesday, October 27, 2009; seconded by Mr. DelloIacono and voted unanimously.

**Note:** The film is 111 minutes in length. The film will end before 2:00 a.m. Showcase Delux would only be showing this one late show on October 27, 2009. Other features will not be scheduled to play a late show on October 27, 2009. A Dedham Police Detail Officer will be scheduled for security.

### **NSTAR POLE HEARING – WASHINGTON STREET**

Mr. MacDonald made a motion to approve a pole on Washington Street—Northerly at Pole 147/59 approximately 300 feet Southwest of Bryant Street a distance of about 50 feet of conduit; seconded by Ms. MacDonald. **On the Vote:** Mr. Reynolds, yes; Mr. DelloIacono, yes; Mr. MacDonald, yes; Ms. MacDonald, yes; and Mr. Butler, yes.

### **NSTAR POLE HEARING – RUSTCRAFT ROAD**

**Prior to the motion:** Mr. DelloIacono asked Mrs. Baker, Asst. Town Administrator, if this particular pole was hit. Mrs. Baker responded that she did not have the answer and was not quite sure if the pole was hit or if it is newly placed. Mr. DelloIacono asked Mrs. Baker if NSTAR could give the Board of Selectmen a Dedham update. Mrs. Baker commented that Barry Salvucci, NSTAR, is scheduled to attend a meeting of the Board in November, 2009. She will ask, at that time, for him to provide a written update for the Board's review.

Mr. MacDonald made a motion to approve a pole on Rustcraft Road—Easterly side approximately 1,000 feet South of Central Avenue – new pole 427/21X; seconded by Ms. MacDonald. **On the Vote:** Mr. Reynolds, yes; Mr. DelloIacono, yes; Mr. MacDonald, yes; Ms. MacDonald, yes; and Mr. Butler, yes.

### **PUBLIC HEARING – REQUEST FOR CLASS II LICENSE FROM MICHAEL HANNA, 84 CURVE STREET**

Present: Michael Hanna, Applicant.

Mr. Hanna informed the Board that he is a full-time EMT and part-time Auto Dealer. Mr. Hanna went on to say that he is requesting a Class II License. Relative to the auto business, he will be setting up and conducting it from a one-room office located at 84 Curve Street. The office will be used for buying and selling automobiles and will only be for administrative purposes.

Mr. Hanna informed the Board that he has spoken with Fred Johnson, Asst. Building Commissioner and he is ok with this request. Mr. Hanna went on to say that he is looking to obtain a Class II Wholesale Dealer's License in order to buy from auctions and sell to other dealers.

Mr. Hanna stated that he will not store any vehicles at this location. Additionally, he has a lease to store vehicles at another location—the storage lease is for one year. Mr. Hanna informed the Board that there will be no advertising signs, etc., at the 84 Curve Street.

Ken Cimeno, Building Commissioner, spoke relative to this application. He informed the Board that he just became aware of this application yesterday and had concerns relative to the suitability of this location (residential district) for his business. Mr. Cimeno went

on to say that Mr. Johnson issued a Home Occupancy Permit with conditions. Mr. Cimeno was concerned that the applicant would not abide by the conditions set forth in the permit issued. He added that his department had a similar situation in the past and there were problems, i.e., vehicles were stored on the premises. Mr. Cimeno commented that this is his prime concern with the Hanna application. He felt if the license were granted, there might be a possible Zoning Violation that the Building Department and Board of Selectmen will have to enforce and take action. Mr. Cinema added that this is not what is happening today, but it has to be consideration going forward.

Mr. Cineno informed the Board that he drove by the premises (84 Curve Street) today. He saw some unregistered vehicles near the proximity of the premises; however, he did not know who owned the vehicles. Mr. Hanna informed all that the unregistered vehicles did not belong to him and that they belong to his neighbor. Mr. Hanna went on to say that he asked his neighbor to remove the vehicles. Additionally, he called the Police Department for assistance in moving the vehicles. The Police Officers asked Mr. Hanna if the vehicles could stay until the neighbor removed them.

Mr. Hanna informed the Board that there will be no customers visiting 84 Curve Street and there will be no transactions at the house—he will just be a dealer, go to auctions and ship to other states. Relative to vehicle storage, his backup plan is a Storage Facility in Chelsea.

Mr. MacDonald commented that a zoning issue is not before this Board and that they cannot make their decision on speculation. He went on to say that what is before this Board is a request for a Class II Administrative License, similar to what the Board of Selectmen have granted in the past. Mr. MacDonald remarked that the storage for vehicles at the facility located in Chelsea would be part of the Board's requirement. Additionally, the applicant was correct in seeking location for vehicles to be stored off premises.

Ms. MacDonald asked Mr. Hanna to explain the auction process to the Board. Mr. Hanna informed the Board that he attends auctions and he purchases vehicles for dealers—there are no sales to the public.

For the record, Mr. DelloIacono stated that he owns a home in the Curve Street neighborhood and is speaking on behalf of some of his neighbors. Mr. DelloIacono commented that he is concerned with vehicles near the home. Mr. DelloIacono asked Mr. Hanna if he conducted business on Whiting Avenue. Mr. Hanna answered, "no". The Whiting Avenue home is owned by his Mother-in-Law.

Mr. Reynolds commented—vehicles do not come to the house. Mr. Hanna replied, "yes"—the premises will be just for administrative purposes. Mr. Hanna informed all that he has sent the Public Meeting Notice, Certified Mail, to the abutters of the premises.

Mr. Bulter asked if anyone wished to speak.

Eddie Peak informed all that he went by the property yesterday—there are vehicles there all the time. He went on to say that he noticed six vehicles yesterday and five vehicles today. Additionally, some of the vehicles have been there for many months. Mr. Peak asked Mr. Hanna who owned the vehicles. Mr. Hanna stated that he did not know who owns the cars. Mr. Butler asked Mr. Peak to contact Mr. Cimeno, Building Department for assistance relative to this matter. Another gentleman in the audience commented that he recently noticed a Porcha vehicle being picked up by a Tow Truck at the premises. Mr. Hanna stated that this is his personal vehicle. Mr. Peak asked who he should call relative to resolving this matter. Nancy Baker, Asst. Town Administrator, informed all that if an unregistered vehicle is on the street, one should call the Police Department. Additionally, if an unregistered vehicle is on property, one should call the Building Department. She asked Mr. Peak to call the Town Administrator's Office for further assistance and information.

Mr. MacDonald made a motion to close the Public Hearing; seconded by Ms. MacDonald. **On the Vote:** Mr. Reynolds, yes; Mr. DelloIacono, yes; Mr. MacDonald, yes; Ms. MacDonald, yes; and Mr. Butler, yes.

Mr. MacDonald made a motion to approve a Class II (Administrative) License to Hanna Auto Sales with the condition that there be no storage, no signage interior/exterior at 84 Curve Street; seconded by Ms. MacDonald. **On the Vote:** Mr. Reynolds, yes; Mr. DelloIacono, yes; Mr. MacDonald, yes; Ms. MacDonald, yes; and Mr. Butler, yes.

### **DISCUSSION WITH COMMISSIONER KEN CIMENO, BUILDING DEPARTMENT**

Mr. Cimeno informed all that one of the roles of the Building Department is to make sure anything zoning related is thoroughly researched. Additionally, he was very pleased and informed all that his department is concerned, very aware and can address the concerns and issues of residents and businesses.

Mr. Cimeno informed all that this year has been very busy in the Building Department—three major projects have come to completion this year.

**\*\*Legacy Place—**Mr. Cimeno commented that he was pleased with the progress of the project. He commented that there are still several tenants being constructed, i.e., Legal Seafoods, Yard House Restaurant and several others scheduled for construction.

**\*\*HSL—**Mr. Cimeno commented that the project is substantially completed—all buildings are constructed except for the President's House and Storage Building. Mr. Cimeno informed all that the Rashi School is well underway.

**\*\*Fairfield Station 250—**Mr. Cimeno commented that the project is complete and he is working with the developer relative to final release—final Certificate of Occupancy is very close.

**\*\*Mr. Cimeno mentioned the progress of a smaller project on Washington Street by Petruziello Contruction and the discussion with a developer relative to a project at St. Mary's Church School.**

Mr. Cimeno commented that his department has been very busy and challenged—his staff has worked very hard. His staff has worked with residents and the Town Officials to get the job done. Mr. Cimeno informed all that Dedham is a great Town. He is looking toward the future and continues to see strong construction going forward.

Mr. Reynolds asked Mr. Cimeno to describe the Building Department Staff. Mr. Cimeno informed all that he has an Administrative Assistant, Sue Dugan, who runs the Building Department Office. He went on to say that he has two Assistant Building Commissioners, Fred Johnson, Permitting (Legacy Place), and Jim Sullivan, Building Inspections/Code Enforcement/Smaller Permitting Projects. Mr. Cimeno informed all that both he and Mr. Johnson inspect/permit the large projects. Mr. Cimeno added that he utilizes the Department effectively relative to large/small projects—residents/businesses receive special care and guidance throughout the process.

Mr. Cinemo informed all that the Building Department has an Electrical Inspector, Paul Riordan. He inspects all homes and commercial space. Additionally, Mr. Riordan has been with the Building Department for many years and does a fantastic job. Mr. Cinemo informed all that the Building Department has a Plumbing/Gas Fitting Inspector, Michael Provost, who has been with the department for a year. Mr. Cimeno commented that Mr. Provost is excellent and has done a great job inspecting over the past year. Additionally, both inspectors are always available to troubleshoot a code issue, By-law, research or answer questions.

Mr. DelloIacono commented that Mr. Cimeno has a great department. He mentioned that Sue Dugan does run the show. Mr. Cimeno agreed—Sue does a great job. Mr. DelloIacono asked Mr. Cimeno a question relative to Flex Code. Mr. Cimeno will follow-up and get back with him. Mr. Cimeno discussed Energy Codes and higher standard of energy efficiency, also lighting and HVAC. He discussed the issues of adopting such codes and additional burden to residents. Mr. Cimeno felt the Commonwealth is doing a good job adopting codes that were adequate for Massachusetts. Mr. Cimeno felt that the Town did not have to adopt codes higher than the Commonwealth—the provisions in the code were adequate for energy efficiency.

Ms. MacDonald commented that she has heard nothing but good news relative to the Building Department. She thanked Mr. Cimeno and his staff for what the department does for the community.

Mr. MacDonald mentioned the additional staff person and the need for this person going forward—he believed this to be a quality of life issue. Mr. MacDonald informed all that if there is a code violation, it needs to be brought to the attention of the Building Department, Police Department and Town Administrator. He went on to say that the

Building Department is very responsive and they have the staff to do it. Mr. MacDonald thanked the Building Department Staff—he appreciated their diligent work.

Mr. Butler stated, “When the dust settles, the Town will say the Building Department did a great job.”

### **DISCUSSION RE: PROPOSED COLBURN STREET IMPROVEMENTS**

Present: David Field, Director of Engineering, and Joe Flanagan, DPW Director.

Mr. Butler informed all that this is a first discussion relative to Colburn Street to express ideas. He went on to say that there will be a formal meeting with the neighborhood in approximately a month.

Mr. Field informed all the proposal for Colburn Street is a reclamation in FY2011. Additionally, he was asked to take a look at the street to make improvements and a Preliminary Design—the Engineering Department has come up with five options for consideration.

- Option 1—Repave road as is—new asphalt street/shoulders;
- Option 2—Concrete sidewalk curbing south side and paved shoulder north side;
- Option 3—Same granite curb south—granite curb north side. No parking north side, parking south side. Issue--difficulty for vehicles to yield.
- Option 4-- One-way south bound, west side one-way traffic down Maverick Street;
- Option 5—Following east bound down Curve Street.

Mr. Field commented that an issue will be working on a roadway that is 23 feet wide which cannot be widened. Mr. Field informed all that he will be what the community feels is the best choice.

Mr. Reynolds asked the cost of each option. Mr. Fields informed all that the approximate cost relative to the Pavement Management Plan is \$140,000.00. Option 1 is approximately \$110,000.00; Option 2 is approximately \$150,000.00; Options 3,4, and 5 are approximately \$210,000.00—he will combine sidewalk and pavement management funds. Mr. Field commented that he has the funds to do the project and is awaiting a decision as to which option is best for the neighborhood.

Mr. DelloIacono commented that making Maverick Street a one-way is the safest way to go.

Pam Wong, Maverick Street, asked to speak—She informed the Board that not once in the twenty-five years has it been safe to walk on Maverick Street due to the parked cars. Ms. Wong is very concerned for the safety of pedestrians. Mr. Butler added that pedestrian safety is the big concern relative to all the options. Mr. Butler went on to say that he believes all the options given by the Engineering Department were viable.



A resident asked to speak—he informed the Board that most residents in the neighborhood think that Colburn Street should be a one-way. He thought that curbing would need retaining and that the wall would be a tricky situation. The resident thought that Option 1 (not doing anything) was terrible. He was in agreeable in spending \$250,000.00 to improve the street and in doing the project the correct way. The resident commented Colburn Street is very dangerous. He was very concerned with the safety of the children walking on the street, i.e., vehicles drive very fast and bamboo/vegetation is growing on the sidewalk and out into the street.

Derek Moulton, Finance Committee, Neighbor, asked the Board of Selectmen when a decision will be made relative to the street. Mr. Butler commented that he would get back with him.

Charlie Krugger, East Dedham Neighborhood Association, Neighbor, stated that the project was a long-time coming—kudos to Dave Field in coming up with five options. Mr. Krugger informed the Board that the Neighborhood Association will cut back the bamboo on the street.

Mr. MacDonald thought that Options 4 and 5 would have a significant impact throughout the area. He suggested a greater analysis and input. He thought there would be a Domino Effect relation to Options 4 and 5 and that it would be very difficult to get a consensus of people.

### **DISCUSSION ROAD POLICIES**

Present: David Field, Director of Engineering and Joe Flanagan, DPW Director.

Mr. DelloIacono informed all that the main purposes for the Road Policies was to try and come up with something everyone will understand going forward. A Power Point Presentation was given. Mr. DelloIacono showed all how it will look. (File can be found in the Town Administrator's Office).

Mr. DelloIacono informed all that both he and Mr. Butler visited the Towns of Wellesley and Needham to see what they have—granite curbing/asphalt. Mr. Butler commented that the Board would like to put together an approach across the Town and to make an effort to see what is happening in other Towns so that the residents can compare that to what is happening on their streets. Mr. Butler went on to say that the Board would like to lay out a good plan for the residents going forward. (Map will be on the Town's Website).

### **UPDATE SINGLE STREAM**

Ms. MacDonald commented that both she, Mr. Reynolds, Ms. LeClair, Mr. Keegan and Russell Disposal are almost there. She went on to say that the final Informational Meeting was held two weeks ago. There was good attendance and questions—some questions from the last meeting were nailed down.

Ms. MacDonald informed all that the Town will recycle residents' old barrels over a three-day period at St. Mary's Parking Lot, High Street. The dates for drop off are November 14, 21 and 28, 2009 from 8:00 a.m. until noon. Ms. MacDonald went on to say that residents will not be able to use barrels for yard waste without an approved Town sticker.

Ms. MacDonald informed all that after November 16<sup>th</sup>, residents can request additional barrels, waiver for fee and seniors can pre-request the smaller tots—there will be a Waiting List for others requesting smaller tots. Ms. MacDonald went on to say that relative to the program, there were small changes to the pickup schedule—changes will be few and Russell will keep a check. Additionally, Bulk Pickup Day is on Fridays and there will be no changes to condo dumpsters.

Mr. Keegan commented—hats off and kudos to both Selectmen Sarah MacDonald and Paul Reynolds for working on this project which is very important to the community. Mr. Keegan went on to say that with their guidance, reaching out to the neighborhoods for input, the program was built around the neighborhood's needs. Mr. Keegan was very hopeful that the Trash/Recycle Program will be a great success.

Mr. DelloIacono commented that he did not agree with the fee aspect of the program. Additionally, he was concerned with what will happen during the Christmas Season. Ms. MacDonald remarked that there will be trial and error to get through the initial process—there may be additional pickup during the holidays. Ms MacDonald went on to say that she is also working with the Transfer Station; however, a decision relative to Christmas has not been made going forward. A resident of Tarbox Street asked if she could address the Board. The resident asked if recycling would go to a weekly pickup. Ms MacDonald commented, probably; however, it is a way off from this action.

Mr. Reynolds commented that trash is really a fun process. Additionally, the Town is finally getting to a good place, i.e., being a pro-active, educated community. Mr. Reynolds went on to say that the meetings across the Town were very well attended and went well--when there was an issue, the group went back took a custom-designed approach. Mr. Reynolds proclaimed, "Kudos to Sarah." Additionally, he asked, "Why not lead?" Mr. Reynolds believed that the Town of Dedham could exceed all other communities in the Commonwealth and would like to see this happen.

### **TOWN ADMINISTRATOR'S REPORT**

William Keegan, Town Administrator, informed the Board that the Town is the recipient of the "Lead by Example Award". Dedham is one of three communities who have received this honor—Governor Patrick will present the Award to the Town at a ceremony to be held on October 22, 2009, at the State House.

Mr. Keegan informed the Board that he received notice from Senator Walsh's Office that the Treasurer/Collector's request has been engrossed by the Senate, will go to the House

next week and then to the Governor for signature—Treasurer/Collector will be in place this month.

Relative to H1N1—Mr. Keegan informed the Board that Mrs. Baker, Asst. Town Administrator, and Cathy Cardinale, Health Director, recently attended a meeting relative to the latest flu information. He added—the vaccine has not yet arrived in Dedham—the Town will receive some time in November; however, there is a chance it could arrive in October. When it arrives, residents can take part in the vaccination efforts. There will be no charge for H1N1.

Relative to the Mitigation Committee—Mr. Keegan informed the Board that the Mitigation Committee has been formed and is meeting. They are developing an application to submit for funds—the application is due on October 28, 2009. Mr. Keegan went on to say that the Mitigation Committee will oversee the Application Process and make recommendations to the Town Administrator, Finance Committee and Town Meeting how the funds can be used. Additionally, the Committee will develop guidelines and how to access the funds. Mr. Keegan informed all that the Town has received a check in the amount of \$750,000 from Legacy Place—it will be deposited at Special Town Meeting.

Ms. MacDonald asked if the application will be sent to others than Department Heads. Mr. MacDonald clarified that relative to the Mitigation Funds, Town Counsel had some concerns. The set up of criteria is very strict. Presently, the process is fluid and there is a learning curve. Mr. MacDonald added that recommendations go to the Town Administrator, Finance Committee and Town Meeting; however, Town Meeting will have the ultimate say.

Mr. Keegan informed the Board that he recently met with Joe Rich, Aide to Congressman Stephen Lynch, to discuss air marks relative to the PWED Project in Dedham Square. Representative McMurtry and his aide, Bob Rinn, also attended the meeting. Mr. Keegan added that he will meet tomorrow with Michael Hunter, Commonwealth of Massachusetts Economic Development Office.

### **Action by the Board**

**\*Request from Friends of the Endicott Estate for a One-Day Transcient Vendor's License (11/1/09)** –Ms. MacDonald made a motion to approve a One-Day Transcient Vendor's License for the Friends of Endicott Estate; seconded by Mr. DelloIacono for Discussion.

(In the request, the Friends asked the Board of Selectmen if they would waive the license fee for the charity event.) Mr. DelloIacono asked if the Board had the authority to waive the fee. Mr. Butler informed all that the Board could not consider waiving fees.

The Board unanimously approved the request for the One-Day Transcient Vendor's License. The Board did not approve the request to waive the fee.

**\*Request from St. John of Damascus Church of One-Day Liquor Licenses on (10/24, 11/6 and 11/7/2009)**

– Mr. DelloIacono made a motion to approve a One-Day Liquor License for October 24, 2009; (Deliveries October 23, 2009, Pickup October 26, 2009, and Service Only on October 24, 2009); seconded by Ms. MacDonald and voted unanimously.

--Mr. DelloIacono made a motion to approve a Two-Day Liquor License for the Annual Bazaar November 6 and 7, 2009; (Deliveries November 5, 2009, Pickup November 9, 2009, and Service Only on November 6 & 7, 2009); seconded by Ms. MacDonald and voted unanimously.

**\*Request for Drainlayer's License – Lussier Corporation**

--Mr. MacDonald made a motion to approve a Drainlayer's License to Lussier Corporation, 193 Oak Street, Natick, Massachusetts; seconded by Ms. MacDonald and voted unanimously.

**\*Approval of Selectmen's Meeting Minutes – June 4, 2009**

Mr. MacDonald made a motion to approve the Selectmen's Meeting Minutes of June 4, 2009; seconded by Ms. MacDonald and voted unanimously.

**OLD/NEW BUSINESS**

Mr. MacDonald informed all that there was Revenue Hearing today at the State. He went on to say that presently, Massachusetts is coming out some what better than other states in the country. He informed all that, this year, the revenues are down. Additionally, there is a 2-3 billion hole to fill. Mr. MacDonald commented that the Town needs to tighten its belt—there are challenges ahead. He went on to say that the Town of Dedham has a very good team.

Ms. MacDonald congratulated all involved in the Trivia Night—it was a good fundraiser with good food. She reminded all of the event tomorrow night at Moseley's to benefit Sue Collins.

Ms. MacDonald informed the Board that a few months ago, she starting working on merging the 2009 goals with 2010 goals.

**\*\*Dedham Day One-Day Liquor License (new date)**

Due to the fact Dedham Day was a rain out, the Board of Selectmen re-voted a new date for the Liquor License—previous date was invalid.

Mr. DelloIacono made a motion to approve a new date for the Dedham Day One-Day Liquor License to October 24, 2009; (Deliveries October 23, 2009, Pickup October 25,

2009, and Service Only on October 24, 2009); seconded by Ms. MacDonald and voted unanimously.

Mr. DelloIacono wished his daughter, Kayla, Happy Birthday. Mr. DelloIacono congratulated all involved in the recent Bernie's Run through the Manor—it was a very successful event. He especially congratulated—Dan Hart, Gemma Martin and Bob Coughlin. Mr. DelloIacono informed all that the recent Hollywood Squares Fundraiser raised approximately \$4,800. Mr. DelloIacono asked that Paul Munchbach, Town Clerk and Representative Paul McMurtry be invited to a future Selectmen's Meeting. Mr. DelloIacono congratulated Chief William Cullinane and complimented him on his fine work and service to the Town.

Mr. MacDonald made a motion to enter into Executive Session pursuant to Chapter 39, Section 23B, relative to Contract Negotiations; seconded by Mr. DelloIacono. **On the Vote:** Mr. Reynolds, yes; Mr. DelloIacono, yes; Mr. MacDonald, yes; Ms. MacDonald, yes; and Mr. Butler. yes.

The Board did not reconvene in Open Session.

The meeting adjourned at 9:30 p.m.

This is to certify that the above is a true and accurate record of the Minutes of the Board of Selectmen's Meeting held on October 8, 2009, which Minutes were approved on February 25, 2010.

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Michael L. Butler, Chairman